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NOT FOR CITATION

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

CRYPTOGRAPHY RESEARCH, INC.,                      NO. C 04-04143 JW

Plaintiff(s),    **ORDER CLARIFYING CASE SCHEDULE**

v.

VISA INTERNATIONAL SERVICES

ASSOCIATION,

Defendant(s).

\_\_\_\_\_ /

Recognizing that the Court did not give the parties as much direction with regard to the case schedule as it would otherwise give during the February 14, 2005 hearing on Defendant's Motion to Dismiss and Case Management Conference, the Court issues this Order clarifying the case schedule. It is the intention of the Court to first determine the nature of the license agreement between the parties, followed by a determination of any potential patent infringement. To this end, the Court deferred the application of the Patent Local Rules with respect to the patent disclosures triggered by the initial case management conference until the April 18, 2005 Case Management Conference, during which time the Court will issue a more comprehensive case schedule.

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The Court continues to ask the parties to reserve the dates set for the case tutorial and claim construction hearing so as to not prejudice the parties who may wish to obtain a construction of the claims early in the litigation. The May 2, 2005 hearing on this matter is vacated.

Dated: March 24, 2005

/s/ James Ware

JAMES WARE

United States District Judge

04cv4143clar

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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10 **Dated: March 24, 2005**

**Richard W. Wicking, Clerk**

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13 **By: /jwchambers/**  
14 **Ronald L. Davis**  
15 **Courtroom Deputy**  
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